



STATE BOARD OF EQUALIZATION

450 N STREET, SACRAMENTO, CALIFORNIA
PO BOX 942879, SACRAMENTO, CALIFORNIA 94279-0080
(916) 322-2270 • FAX (916) 324-3984
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State Controller, Sacramento

RAMON J. HIRSIG
Executive Director

**STATE BOARD OF EQUALIZATION MEETING
5901 GREEN VALLEY CIRCLE, ROOM 207, CULVER CITY
September 12-13, 2006
NOTICE AND AGENDA**

Tuesday, September 12, 2006

Board Meeting Convenes at 9:30 a.m.*

Agenda items occur in the order in which they appear on the agenda. When circumstances warrant, the Board's Chair, Mr. Chiang, may modify the order of the items on the agenda.

BOARD MEETING

ORAL HEARINGS

A. HOMEOWNER AND RENTER PROPERTY TAX ASSISTANCE HEARING
(Contribution Disclosure forms required pursuant to Govt. Code § 15626.)

- A1. Jack Newton, 331494
For Appellant: Jack Newton, Taxpayer
For Franchise Tax Board: Suzanne L. Small, Tax Counsel

B. CORPORATE FRANCHISE AND PERSONAL INCOME TAX HEARINGS
(Contribution Disclosure forms required pursuant to Govt. Code § 15626.)

- B1. Maureen R. Blatt, 318202
For Appellant: Maureen R. Blatt, Taxpayer
Jeanne S. Blatt, Witness
For Franchise Tax Board: Suzanne L. Small, Tax Counsel

- ~~B2. Dalton Y. Shin and Tilda L. Shin, 336912~~
~~For Appellants: Dalton Y. Shin, Taxpayer~~
~~Tilda L. Shin, Taxpayer~~
~~For Franchise Tax Board: Mark McEvilly, Tax Counsel~~

- B3. Angelina Mike and the Estate of Jorge G. Nunez, 262040
For Appellant: Keith A. Shibou, CPA
For Franchise Tax Board: Natasha Page, Tax Counsel

- B4. Daniel Drommerhausen, 330470
 For Appellant: Daniel Drommerhausen, Taxpayer
 For Franchise Tax Board: Jozel Brunett, Tax Counsel
- B5. Dawn B. Forbes, 305181
 For Appellant: Loran J. Forbes, Representative
 For Franchise Tax Board: Mark McEvilly, Tax Counsel
- B6. John Laszloffy, 315489
 For Appellant: John Laszloffy, Taxpayer
 For Franchise Tax Board: Jozel Brunett, Tax Counsel

Additional Corporate Franchise and Personal Income Tax Hearings are scheduled for the afternoon session.

C. SALES AND USE TAX APPEALS HEARINGS

These items are scheduled for Wednesday, September 13, 2006.

D. SPECIAL TAXES APPEALS HEARINGS

There are no items for this matter.

E. PROPERTY TAX APPEALS HEARINGS

There are no items for this matter.

F. PUBLIC HEARINGS

There are no items for this matter.

G. TAX PROGRAM NONAPPEARANCE MATTERS – CONSENT

(Contribution Disclosure forms not required pursuant to Govt. Code § 15626.)

G1 Legal Appeals MattersMr. Levine

- Hearing Notice Sent – No Response
 1. Craftsmen Steel Buildings, 293075 (FH)
- Hearing Notices Sent – Appearance Waived
 2. Scotia Industrial, Inc., 242035, 306438 (EF)
 3. Lenroy George Thompson, 326409 (AS)
 4. Crystal Chrysler-Plymouth-Dodge, Inc., 283404 (EH)

G2 Franchise and Income Tax Matters..... Mr. Schreiter

- Decisions
 1. Angel Ambriz, 330174
 2. Mark W. Athay, 330153
 3. Bergman J. Beteta, 330177
 4. Gerald Blackie, 288487
 5. John S. Calderon, 289776
 6. James O. Delozier, 317251

7. Julius D. Dickson, 330094
8. James F. Doak and Gladys K. Doak, 317235
9. Martin Ford and Jeanne Anne Ford, 308245
10. Michael E. Freshman and Monique M. Freshman, 299034
11. Timothy Gallagher, 325457
12. James L. Grainger, 309724
- ~~13. Yichi Gu, 318261~~
14. Regina Hawkins, 327700
15. Michael E. Hodsdon, 313119
16. Robert K. Kent, 287713
17. Jenny H. Lee, 333431
18. Parker G. Montgomery, 333233
19. Timothy P. Muzzi and Melissa N. Muzzi, 318190
20. John Noyes, 311022
21. River Garden Retirement Home, 297405
22. Kandiah Saravanabavanandhan, 315337
23. Daniel Tsui, 315127

G3 Homeowner and Renter Property Tax

Assistance Matters..... Mr. Schreiter

➤ Decisions

1. Sean Anderson, 330234
2. Joseph Andrade, 335249
3. Mitchell R. Bronson, Sr., 330824
4. Sydell Dublin, 328880
5. Nora R. Gonzalez, 339847
6. Rekkita Johnson, 341061
7. Charles T. Jones, 329971
8. Aida Manokian, 335144
9. Robert E. Price, 331512
10. Marc A. Villegas, 328326
11. Johnny Lee Wickes, 328413
12. Frank A. Wrobel, 330019

G4 Sales and Use Taxes Matters Ms. Henry

➤ Denials of Claims for Refund

1. Sunrise Manufacturing , Inc., 187550 (KH)
2. US Telecom, Inc., 300643 (OHA)
3. Flexics, Inc., 240393 (GH)
4. Coty, Inc., 356243 (OHB)

G5 Sales and Use Taxes Matters – Credits, Cancellations, and Refunds..... Ms. Henry

➤ Refunds

1. Wyeth, 356790 (OHB)
2. Bent Elbow Productions, Inc., 289153 (AC)
3. Fireside Bank, 350296 (CH)
4. Ross Stores, Inc., 356445 (CH)
5. Allergan Sales, Inc., 357255 (EAA)

6. Team Post-op, Inc., 330516 (EA)
7. Ino Therapeutics, Inc., 334542 (OHA)
8. US Doors & Building Components, LLC, 344758 (OHC)
9. Reliant Pharmaceuticals, LLC, 356242 (OHB)
10. Kraft Foods Global, Inc., 311427 (OHA)
11. American Airlines, Inc., 79475 (OHC)
12. Coty, Inc., 156010 (OHB)
13. Advanced Digital Services, Inc., 244202 (AS)
14. First Class Vending, Inc., 306521 (AA)
15. Lobel Financial Corporation, 317510 (EA)
16. Allergan Sales, LLC, 356791 (EAA)
17. Allergan Sales, LLC, 357254 (EAA)
18. The Marketing Arm, Inc., 350294 (OHC)
19. CIG Financial, 352073 (EAA)

G6 Special Taxes Matters Mr. Gau

➤ Redetermination

1. The Sherwin-Williams Company, 304477 (MT)

There are no items for the following matters:

- G7 Special Taxes Matters – Credits, Cancellations, and Refunds
- G8 Property Tax Matters
- G9 Cigarette License Fee Matters
- G10 Legal Appeals Property Tax Matters

H. TAX PROGRAM NONAPPEARANCE MATTERS – ADJUDICATORY

There are no items for these matters.

I. TAX PROGRAM NONAPPEARANCE MATTERS

There are no items for these matters.

CHIEF COUNSEL MATTERS

There are no items for the following matters:

- J. Rulemaking
- K. Business Taxes
- L. Property Taxes
- M. Other Chief Counsel Matters

ADMINISTRATIVE SESSION

There are no items for the following matters:

- N. Consent Agenda
- O. Approval of Board Committee Meeting Minutes
- P. Other Administrative Matters

BOARD MEETING RECONVENES AT 1:30 p.m.**B. CORPORATE FRANCHISE AND PERSONAL INCOME TAX HEARINGS**
(Contribution Disclosure forms required pursuant to Govt. Code § 15626.)

- B7. Robert Ho, 316751
For Appellant: Robert Ho, Taxpayer
For Franchise Tax Board: Jane Perez, Tax Counsel
- B8. David Claunch, 315648
For Appellant: Peymon Mottahedeh, Representative
For Franchise Tax Board: Jane Perez, Tax Counsel
- B9. Arturo A. Cueva, 315933
For Appellant: Peymon Mottahedeh, Representative
For Franchise Tax Board: Jane Perez, Tax Counsel
- B10. Janice Madrid, 317476
For Appellant: Peymon Mottahedeh, Representative
For Franchise Tax Board: Mark McEvilly, Tax Counsel
- B11. Jimmie Cox, 314893
For Appellant: Peymon Mottahedeh, Representative
For Franchise Tax Board: Mark McEvilly, Tax Counsel
- B12. Bradley Kastle, 316304
For Appellant: Peymon Mottahedeh, Representative
For Franchise Tax Board: Mark McEvilly, Tax Counsel
- B13. Leonard R. Magness, 314816
For Appellant: Peymon Mottahedeh, Representative
For Franchise Tax Board: Suzanne L. Small, Tax Counsel
- B14. Byron Reynolds, 307167
For Appellant: Peymon Mottahedeh, Representative
For Franchise Tax Board: Jozel Brunett, Tax Counsel
- B15. Steven R. Olmos, 311772
For Appellant: Peymon Mottahedeh, Representative
For Franchise Tax Board: Suzanne L. Small, Tax Counsel

ANNOUNCEMENT OF CLOSED SESSION..... Mr. Evans**Q. Closed Session**

Q1 Discussion and action on personnel matters (Govt. Code § 11126(a))

ANNOUNCEMENT OF OPEN SESSION.....Mr. Evans

ADJOURN - The meeting will reconvene on Wednesday, September 13, 2006, at 9:30 a.m.

If you wish to receive this Notice and Agenda electronically, you can subscribe at www.boe.ca.gov/agenda.

If you would like specific information regarding items on this Notice and Agenda, please telephone (916) 322-2270 or e-mail: MeetingInfo@boe.ca.gov. Please be advised that material containing confidential taxpayer information cannot be publicly disclosed.

The hearing location is wheelchair accessible. If you require assistance, please contact Cathy Stroh at (916) 324-2599, or e-mail Cathy.Stroh@boe.ca.gov to make special arrangements

- * Public comment on any agenda item, other than a Closed Session item or an item which has already been considered by a Board Committee, will be accepted at that meeting.



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C. SALES AND USE TAX APPEALS HEARINGS

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C1. Joong Soo Shin, 301400 (AS)

For Petitioner: Joong Soo Shin, Taxpayer
Sang I. Lee, Attorney

For Department: Kevin Hanks, Hearing Representative

C2. Lieu Bich-Thi Nguyen and Long Thanh Do, 266727 (EA)

For Petitioner: Lieu Bioch-Thi Nguyen, Taxpayer
Don Le, CPA

For Department: Sharon Jarvis, Tax Counsel

- C3. Pascucci, Inc., 254331 (GH)
For Petitioner: Ian Foster, Representative
J. Scott Cummins, Attorney
Jennifer Loren, Bookkeeper
For Department: Kevin Hanks, Hearing Representative
- C4. Duralum Products, Inc., 213416 (KH)
For Claimant: John Almquist, Taxpayer
David Perard, Representative
Jan Rawnsley, Representative
Kathi Blanton, Representative
For Department: Sharon Jarvis, Tax Counsel
- ~~C5. Effective Engineering, Inc., 143932 (AC)
For Petitioner: Alan Kazden, Representative
For Department: Bradley Heller, Tax Counsel~~
- C6. Hector Gonzalez, 251992 (AA)
For Petitioner: Steven L. Whitehorse, CPA
Kevin Lacey, Attorney
For Department: Kevin Hanks, Hearing Representative
- C7. Michael P. Keegan, 254502 (EA)
For Petitioner: Michael Keegan, Taxpayer
Michael E. Shaff, Attorney
For Department: Robert Stipe, Tax Counsel
- ~~C8. Frederik Van Rooyen, 255046, 309259 (EA)
For Petitioner: Frederik Van Rooyen, Taxpayer
For Department: Robert Stipe, Tax Counsel~~
- C9. Perfect PC Technologies, Inc., 258181 (EA)
For Petitioner: Grant Chien, CPA
For Department: Kevin Hanks, Hearing Representative
- C10. B & R Industries, Inc., 254513 (EA)
For Petitioner: Richard L. Barnett, Attorney
Lawrence Kaplan, Attorney
For Department: Bradley Heller, Tax Counsel
- C11. Canyon Motors, Ltd., 219451 (AS)
For Petitioner: Ron Canyon, Taxpayer
John W. Harris, Attorney
G. Michael Smith, CPA
For Department: Kevin Hanks, Hearing Representative

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Gary Evans, Acting Chief
Board Proceedings Division

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